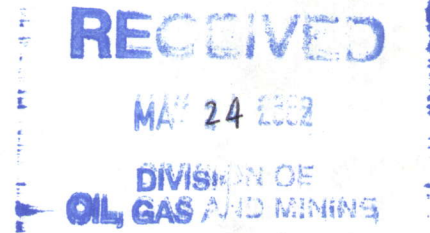




S/45/060

May 22, 2002

To:  
Tom Munson  
Utah Department of Natural Resources  
State of Utah  
Division of Oil, Gas and Mining  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, UT  
84114-5801  
801,538,5321  
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**Subject: S/045/060 - Question? - Utah Archeological and Paleotological Review**

Dear Tom,

This letter is in response to an inquire from Brian Tucker, Deputy Zoning Administrator, Tooele County Department of Engineering, Planning Division.

Mr. Tucker asked Holcim if the State of Utah SMO Permit required an archaeological and paleotological review.

#### Paleotological Review

First - I am unaware of statutes concerning paleotological reviews with the State of Utah or Federal Government. There is a provision with the BLM to report any significant paleoological discoveries and not to disturb any 'finds' until a survey is made. Holcim's diatomaceous earth deposit is geologically very young and no significant fossil remains are expected, but Holcim will keep a diligent watch for anything unusual.

#### Archaeological Review

I understand that the State of Utah does have an archaeological review process for mining permits. Holcims diatomaceous earth deposit is also under the jurisdiction of the US BLM that has its own archaeological review process.

The US BLM has performed an archaeological review of the area with the SMO Permit and did not find anything significant. There report is available by contacting Cheryl Martinez, BLM Geologist, Salt Lake City District, 801-977-4371 who is overseeing the Plan of Operations.

Questions?

- 1) Does the State of Utah have a paleontological review requirement?
- 2) Will the State of Utah accept the US BLM archaeological review for the diatomaceous earth deposit? And will it accept the BLM review?

Your help in the matter is needed so that Holcim can get a Tooele County Conditional Use Permit. If it were simpler an e-mail response would satisfy the questions, [tom.newman@holcim.com](mailto:tom.newman@holcim.com).

Thank you for your time and efforts.

Yours sincerely

A handwritten signature in black ink, appearing to read "Tom Newman", written in a cursive style.

Tom Newman, CPG  
Senior Geologist

Cc:  
Chester Goodson, Plant Manager  
Ken George, Quarry Manager  
Holnam - Devils Slide  
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